

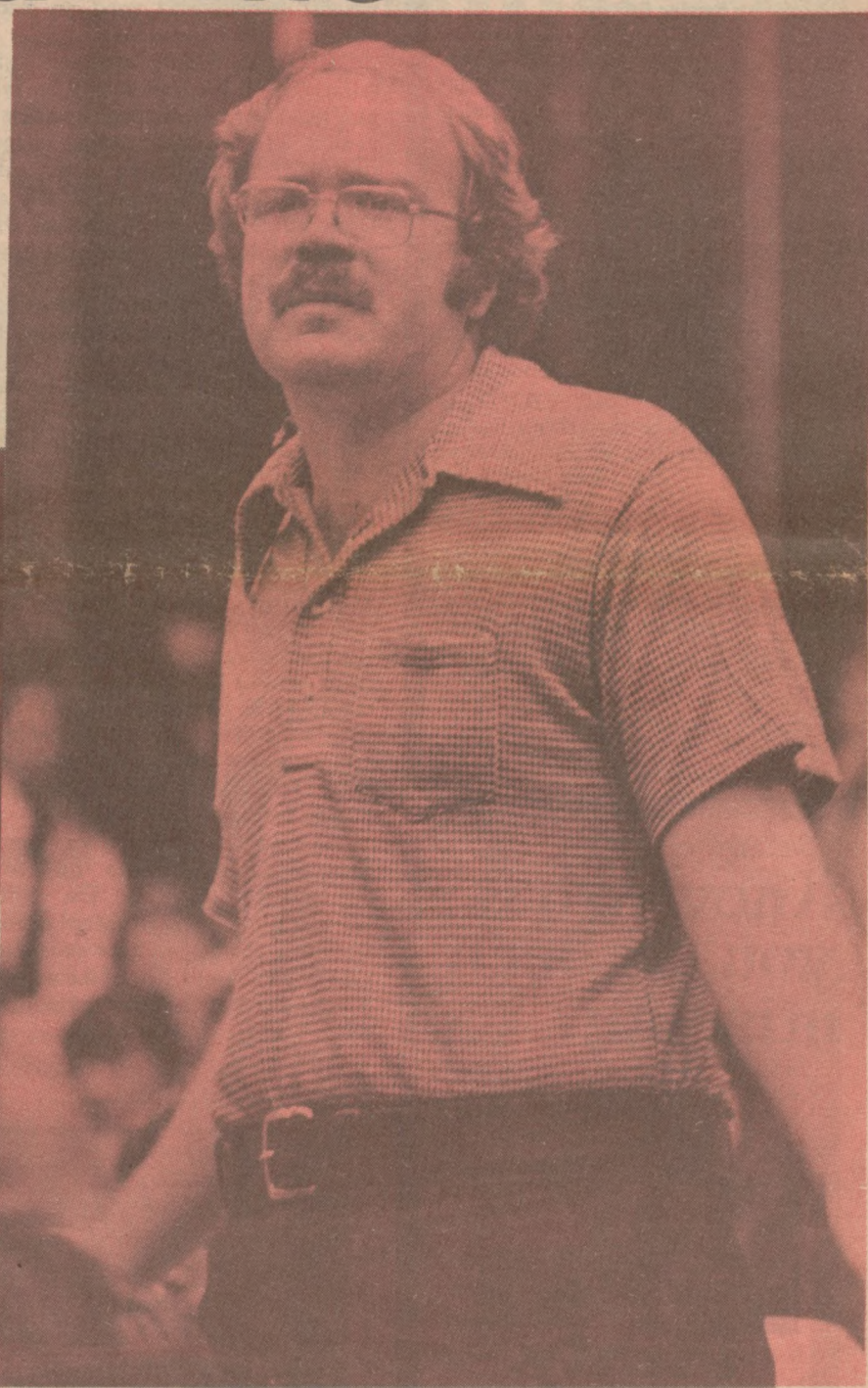
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SOUTH CAROLINA'S NEWSWEEKLY

OSCEOLA

Carl Stepp
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A law school at the crossroads



by Dick Harpootlian

When the University of South Carolina Law School moved into its new multimillion dollar facility last August, it marked the beginning of a new era in the history of the law school. Like its counterparts in other parts of the country, the law school has been more than just a place where law is taught; it has become a center of legal education and research. The law school's move to the new building last year, though, was a definite benchmark in the progress of USC toward becoming a truly national law school. Over the past decade the law school's administration has

made an effort to go outside the South and the state in search of additional law faculty. The result has been a younger faculty, hailing from Harvard, Chicago and many of the other top law schools. Still, remnants of the old South remain, and many of its older faculty members, though, are still revered and honored. The blow-up which engulfed the law school last week and still threatens it, was inevitable. The fuse began to burn last April when several of the faculty members who had been at the school for three years or more

Law professor Tom Ward gesticulates as he tells Law School Dean Robert Foster, "The problem, Dean, is that the faculty members don't believe you anymore."

IS J

Thursday evening

osceola

"The mission of a modern newspaper is to comfort the afflicted and afflict the comfortable."

from a column by Peter Finley Dunn

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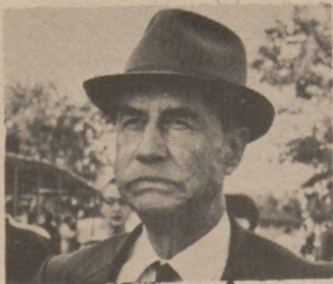
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TTRB

from Washington

The best hope in sight

My social contacts with millionaire farmer Roswell of Coon Rapids, Iowa, were never formal; the only time I met him was 15 years ago when he threw raw ensilage at me. He had visited Russia in 1955, and now in 1959, 300 reporters and photographers were traveling with Soviet Nikita Khrushchev around America and heading for the great Garst & Thomas hybrid corn showplace. Farmer Garst supplied the press with eight pages of advance information; "when corn is down to 30 percent moisture," he explained, "it has reached maximum dry weight" which was good to know but unlikely to grab a headline.

Mr. Garst hadn't reckoned with the self-defeating press mob that boiled about him like a herd of rampaging heifers and he vented his irritation with weapons of opportunity, including corn cobs and over-ripe vegetables while Nikita grinned. Dignified New York Timesman, Harrison Salisbury got kicked. All of which indicates the difficulty of detente.

Farmer Garst still works for detente. Just before last week's Moscow summit Senator William Fulbright inserted some letters into the Congressional Record written by Garst to the Soviet Embassy here, a continuation of a 19-year crusade: "You have fertilizer, we have food," he said, "Why don't we get together?" It sounds wonderfully simple and sensible. There are echoes of that in the message Messrs. Nixon-Kissinger bring back.

Mouth-watering American technical know-how, of course, in agriculture and industry is what Russia wants now. Russian fields are so far north that only about 10 or 15 percent of the corn raised in the U.S. can mature there. Even with special hybrid Garst strains the Russians won't be able to raise crops the way the American cornbelt does: there is a probable vast continuing Russian market for American grain.

And what American corn farmers want farmer Garst points out to Soviet Ambassador Dobrynin just before last week's summit, is Russian nitrogen for fertilizer. The Soviets have an abundance of natural gas. Four-fifths of the air we breathe is nitrogen, but factories use natural gas to manufacture it, to "fix" it.

"Nitrogen fertilizers are the thing we need most in the U.S.A.," said old farmer Garst, reminding Dobrynin of the things he showed farmer Khrushchev in Coon Rapids in the 50's--fattening cattle, for example, with ground corn cobs and molasses, and the techniques of fertilizer, insecticides, herbicides, and the amazing American farm machinery...

To farmer Garst things are simple and direct; forget submarines and think of herbicides, push aside metaphysical MIRVs and contemplate the megatonnage of soybeans! That's the way you develop hybrid corn, and world peace. At least, that's today's message from Coon Rapids, Iowa.

How nice it sounds. Alas, Nixon-Kissinger return to a poisoned world. We are up for a third test of detente; perhaps the hardest. You remember that after the Khrushchev visit in 1959, Ike was scheduled for a return visit to Moscow; they had even built a golf course for him. But just before the Paris Summit the visit was shot down with the American U-2 spy plane, and Ike never got to Russia. It delayed detente 15 years.

Next came Lyndon Johnson's proposed visit to Leningrad in 1968 when he was supposed to discuss limitations of strategic arms with Kosygin; he didn't go, the Czech issue came up.

That brings us down to today, with the temptation to oversimplify matters in the Garst formula. Actually, it's hard to think of a situation that is so confused or so likely to get more so. Here is a highly unpopular president urging us to be nice to a highly unpopular adversary at a moment when we must decide on impeachment which will be highly unpopular either way. Almost any expression of opinion is apt to be misinterpreted.

Readers know that this column can restrain its enthusiasm for Mr. Nixon without any great effort of will yet, in this instance, we support him. We expect he will exaggerate what he got from Moscow and to try to use it to his political advantage but, just the same, is there is a way to reduce tensions with Russia we're for it.

It was Senator Fulbright who cited the Garst letters in a powerful speech on the floor the other day, and he noted that enemies of Mr. Nixon on this issue were not liberals but conservatives.

"With a flawless sense of timing," he charged, "the enemies of detente have chosen the moment of the President's departure for Moscow to fire a few broadsides at his policy."

Fulbright is hardly a friend of Mr. Nixon; he has just been defeated for renomination and is probably bitter, yet he supports the Nixon-Kissinger detente policy. He detects something that looks like a GOP mutiny in the Pentagon. Paul Nitze, former deputy secretary of defense, member of the SALT negotiating team (and a sincere public servant) abruptly resigns just before the Summit, accusing Kissinger of softness; Defense Secretary Schlesinger, friend of Nitze, talks tough about the Soviets' missile power; Senator Jackson (D-Washington) presidential aspirant who is liberal at home and a hawk abroad, attacks Kissinger, and skips over for a private summit in China.

It is almost as trying for us to support the Soviets as to support Mr. Nixon. One of the most shocking things we ever saw on television was the abrupt cut-off of U.S. commentators in Moscow by Communist officials last week as they tried to broadcast the results of the Summit. Wouldn't Spiro Agnew have loved that trick or the whole Watergate crew for that matter! We deplore the Communist emigration policy. Senator Jackson's amendment would de-bar tariff treatment unless it permits unrestricted Jewish emigration. We fear the move is self-defeating. Senator Fulbright's Foreign Relations Committee will thrash it out this month. "Stabilizing the peace is our own overriding interest," Fulbright warns bluntly, "and it is too important to be compromised by meddling - even humanitarian meddling - in internal Soviet affairs."

We missed detente in 1955, and again in 1968. Certainly we must not pay too high a price for it. But it's still the best hope in sight.



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Cheap Shots

Culbertson on the stump

"They're all scared to death of what I might say. I've got the lowdown on them all and I could slay them all tonight."

John Bolt Culbertson smoothed his long silver hair and waved his arm at the other gubernatorial candidates behind him on the stage of the Rock Hill union hall. The word is out that stump meetings are fading, but Culbertson's performance last week at the statewide Democratic stump speaking might be enough to bring them back.

The crowd was small. Probably only a handful of the 150 or so people there weren't busily handing out brochures and bumper stickers. But before it was over, he had them alternately laughing, angry and sometimes just plain awed as he roasted the other candidates, offered them playful sarcastic gifts, and came within an inch of promising his support to Nick Zeigler.

First to feel the sting of Culbertson's 65-year-old barbed tongue was candidate Pug Ravenel. Ravenel has in recent weeks escalated his attacks on the conflict of interest ridden General Assembly and promised to take his case for good government around the Senate and House powerhouses and lay it directly before the people if he is elected governor. Culbertson pooh-poohed Ravenel, said he was trying to buy the election, then presented him with two powder puffs.

"One of these if to fight (Sen.) Marion Gressette with, and the other is to fight (Sen.) Rembert Dennis with," Culbertson told him. Democratic chairman Don Fowler tried to stop Culbertson but finally threw his pencil into the air in exasperation.

Culbertson's attacks on Earle Morris and Bryan Dorn were more substantive and considerably more vehement. He accused them both of being front men for the establishment status quo of South Carolina, but gave Dorn the edge. He said both the men were spending hundreds of thousands of dollars in their race for the governor's seat and neither is willing to disclose who their contributors are. (Dorn has said he is spending about \$50,000 in the race; Culbertson is spending \$200.)

"Where does this money come from?" Culbertson asked time after time.

Culbertson, who fought the legal battles for labor in South Carolina for years when such activities were thought subversive, is upset because the AFL-CIO has endorsed Morris for governor. "Morris has been against everything labor has been for and for everything labor has been against," he exclaimed.

Culbertson paused and pulled open his sport jacket. The crowd hushed.

"What does that label say? Union made, that's what." He walked over, picked up a Morris poster, and held it up to the audience. "Show me the union 'bug' on that poster. There is not



Culbertson

one. Why would labor endorse a man who won't even put a labor bug on his posters? If a man walked in this hall and he had rubber heels on his shoes made by scab labor, the people here would rip them off his feet."

"Where does this money come from?" Culbertson shouted his refrain.

Culbertson accused Bryan Dorn of being owned by the business establishment, which, he said, if it couldn't have Dorn would accept Morris. He said Dorn will be able to retire on a pension of \$110 a day when he leaves the House to return to South Carolina. He also accused Dorn of spending \$20,000 in federal funds to send a letter to registered voters.

Culbertson's gift to Dorn was a Reddy Kilowatt Pin, representative, he said, of Dorn's close ties to the utility industry. Dorn acknowledged he has a cousin who is an attorney for Duke Power Company.

Culbertson also had an ax handle for former segregationist barbe-que magnate Maurice Bessinger, who wasn't present. He also had a pair of snow shoes for Nick Zeigler, who in 1972, was characterized as walking in such footwear in pursuit of the giant abominable snowman, Strom Thurmond. Fowler and Mrs. Culbertson, however conspired to persuade Culbertson from handing them out.

Though Culbertson opposed Zeigler in the 1972 Senate primary, and garnered 142,000 votes in the losing effort, he apparently has a great deal of respect for Zeigler. After his speech, he told a reporter he is considering copping out of the governor's primary race and asking his supporters to vote for Zeigler, because he doesn't want the voters to have what he considers the "no choice" of a run-off between Morris and Dorn.

Feuding with the corps

During the past several months, Osceola has reported periodically on the conflicts between environmentalists and the Charleston District U. S. Army Corps of Engineers. Organizations such as the S.C. Environmental Coalition contend that the Corps is lax in its enforcement of the Rivers and Harbors Act of 1899 and its permits for work which is environmentally detrimental. A portion of the criticism has centered around the Corps' disbursement of funds for the repair tasks of

safeguarding the environment of the waters under their jurisdiction with more vigor.

But environmentalists in at least one other Corps district are also feuding with the Corps. The Conservation Council of North Carolina has just filed suit against the Wilmington District Corps of Engineers and Rogers Morton, Secretary of the Interior, charging that the feds did not adequately consider environmental factors in granting a permit for construction of a Marina at North Carolina's Baldhead Island, which has been the center of considerable environmental furor recently. And according to the U.S. District Court Clerk in Wilmington several other suits have been filed against the Corps in the Court's New Bern division.

Some environmental lawyers have stated that the inconsistencies in the Corps' degree of enforcement of the Rivers and Harbors Act from district to district will not be remedied until a definitive case reaches the U.S. Supreme Court, which may take years.



Foard

Foard again

John Foard did it again, twice. After he called Osceola "an offbrand, underground rag" two weeks ago and we pointed out his great love for us only a few months ago he still keeps blasting us. This week he took us to task at at least two stump meetings we heard about.

Perhaps Solicitor Foard is a little confused. Osceola didn't file to run against him, it was Jim Anders, maybe someone ought to tell him. It's only a few days until the primary and Solicitor Foard maybe needs pointing in the right direction.

"Hire A Vet"

All seven million members of the Armed Forces who were discharged after the Vietnam War carry on their discharge documents code numbers—Separation Designation Numbers (SDNs)—which could seriously put the damper on a Viet Vet who hand these papers to a prospective employer without knowing what his SDNs mean.

For instance, a 249 means, "Class II Homosexual" or a 386 means, "an established pattern for shirking." Or how about a 386 which translates, "sexual perversion, including but not limited to lewd and lascivious acts, indecent acts with or asul

upon a child, or other indecent acts or offenses."

These "confidential" SPN numbers have been made readily available through several service-related publications and many employers check the lists against a prospective employee's discharge papers. So over one million Viet Vets are carrying their own blackball around with them and many don't even know it.

In February of this year the American Civil Liberties Union won the first federal court order

limiting the use of the SPNs, but many vets aren't aware of their discharge papers' secret message, so they keep turning over their papers only to get turned down for a job. Local ACLU officials say they are pressing cases in which they try to remedy the situation for any vet who realizes he's been dealt a sneaky shot in the back.

It's nice to know that the Federal Government can do this sort of thing at the same time they're blanketing the airwaves with "Hire A Vet" commercials.

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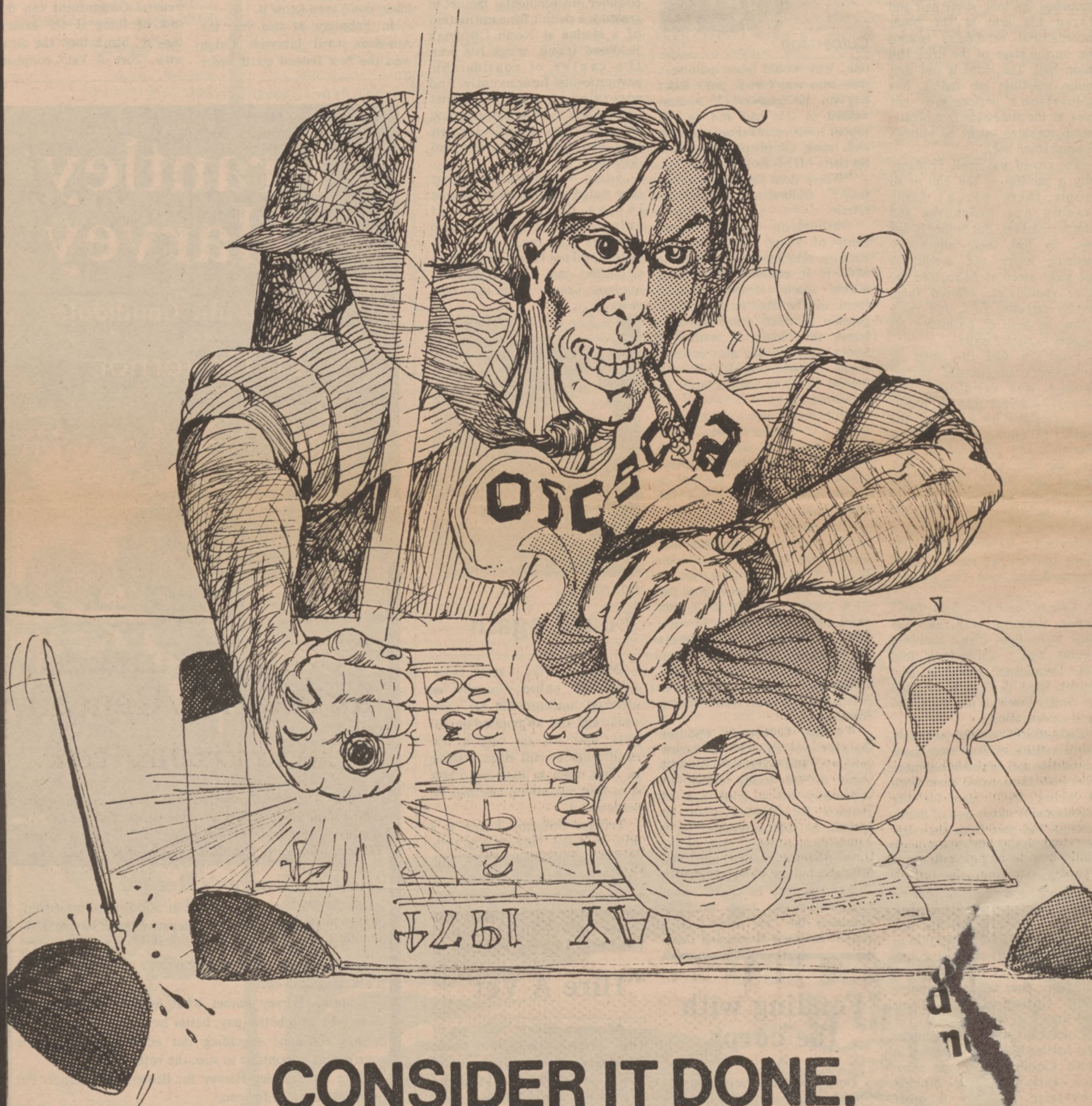
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Developments at Allendale

by Bob Thompson

Allendale

The trial of five white men accused of the 1970 shotgun slaying of a black youth in Fairfax took an unexpected turn earlier this week, when additional indictments were issued by the Allendale County grand jury against two of the defendants.

Indictments were sought by District Solicitor Randolph Murdaugh Jr. against J. Blanton O'Neal Jr., 56, and Jerry Byrd, 39, on charges of conspiracy and accessory to the fact of murder in the May, 1970, death of 18-year-old Wallace Youmans. The indictments, issued Monday by the grand jury, are in addition to murder charges issued in April against O'Neal, Byrd, Preston T. Polk, 39, Albert A. Cook, 49, and W.A. Duggan, 32.

Murdaugh told *Osceola* Wednesday that he had asked for the additional indictments at the request of the S.C. Attorney General's office. The solicitor, who will prosecute the case, had said earlier that he believed there was insufficient evidence to convict O'Neal, Byrd and Duggan on the murder charges.

Neither state Attorney General Daniel McLeod nor Deputy Asst. Attorney General C.T. Goolsby, who has attended the hearings, was available for comment on the reasons for requesting the new indictments. But observers of the case have speculated that it would be easier for prosecutors to get a conviction against O'Neal and Byrd on the new charges than on the original murder indictments.

So the scenario is set for the trial, scheduled to begin Thursday, after *Osceola* deadline, at the courthouse here in the county seat. The presiding judge will be Circuit Judge William Rhodes Jr. The trial was originally planned to commence last Monday, but G. H. Kearse, defense counsel for Polk and Cook, made use of a state law to get a three-day delay after the Monday arraignment.

Rhodes has said that he will hold night and weekend sessions in order to complete the trial as quickly as possible.

Murdaugh, who at first was uncertain if the new indictments would have to be prosecuted in a separate trial from the original



Allendale Court

murder indictments, said Wednesday that he expects all the indictments to be tried simultaneously. He also noted that he didn't expect any unusual delays in selecting a jury.

Several witnesses in the preliminary hearings and before the grand jury have suggested that the killing of Youmans was racially motivated. The black youth was slain by two shotgun blasts on May 16, 1970, outside a small grocery store in Fairfax that was owned by Albert Cook.

State Law Enforcement Division (SLED) and FBI investigations into the murder had been terminated several years when the two agencies decided that there was not enough evidence against the five white suspects to justify a trial. The discontinuance of the investigations and the failure of state and federal authorities to issue indictments in the murder aroused public sentiment and led to private investigations by the National Association for the Advancement of Colored People (NAACP) and by Beekman Winthrop, a wealthy free-lance writer whose family owns a 25,000 acre plantation in Allendale County.

Winthrop became interested in the case in 1972 after he read a news account saying that S. Carl O'Neal (brother of J. Blanton O'Neal) had died shortly after "confessing" to taking part in the murder. O'Neal's account of the Youmans murder was told to three Allendale County NAACP officials, but he died, apparently

from a brain abscess, before he could make a sworn statement to SLED.

Lewis White, one of the NAACP officials, said at the June preliminary hearing that Carl O'Neal had implicated himself in the murder, but he wanted immunity from prosecution in return for disclosing who the others involved were. White later claimed that an anonymous phone caller offered a \$1,500 bribe to him and the other two county NAACP officials if they would withhold what Carl O'Neal had told them.

Winthrop and White began conducting personal investigations into the murder when they became exasperated at the lack of indictments. Winthrop interviewed about 75 people, he said, and in the process was subjected to threatening phone calls, hassles with some members of his family, and various problems between SLED and himself.

Winthrop's involvement in the case was the subject of an article in the July 8 issue of *People*, a new weekly feature magazine published by Time, Inc., which also publishes *Time*, *Sports Illustrated* and the now defunct *Life* magazine. Winthrop has been the recipient of so much publicity, wanted or unwanted, that at times the murder case seemed like a running battle between him and the state and federal criminal authorities - SLED and the FBI - to see whether the case would be prosecuted or not.

Although SLED is technically a prosecutor in the murder case, the policy agency has been vociferously criticized by some persons for not pursuing the murderers of Youmans stringently enough.

William F. Barnes, an ex-FBI informer, claims he gave SLED chief J.P. "Pete" Strom enough evidence in late 1972 to keep the investigation going. Barnes, a friend of defendant Byrd, said at the preliminary hearing that Byrd had confessed taking part in the murder conspiracy to him. Barnes then said he had passed along the information to Chief Strom at the Barnwell airport in December, 1972.

Barnes also reportedly contacted Beekman Winthrop and told him the same information that he claims to have told to Strom. Winthrop, at the preliminary hearing, said he too told Strom of Byrd's confession. Yet the investigation was not continued, Winthrop claims.

While SLED may not come out of the murder trial lily-white, the division may have company in that respect. The FBI also discontinued its investigation of the murder, despite information that Winthrop gave the Bureau through letters, phone calls and a 110-page report on the investigations that he had done personally. This information was felt by Winthrop to be grounds for the FBI to resume investigating.

The reason the FBI should be in on the murder case, Winthrop and others claimed, is that there was reason to suspect that a federal law had been violated. The law concerned, as explained to *Osceola* by FBI agent Harold

Swanson Wednesday, says that (Continued on page 12)

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We fought in the court to do something about our state regulated milk prices and electric and gas rates being among the highest in the country but we were met head on by the Attorney General's office.

I want the milk interests and big utilities to make enough to stay in business, but we are equally concerned that the working people are going broke in our state.

As Attorney General I will put a stop to conflicts of interest among public officials in this state."

Big money is the most corrupting influence on government today . . . it always has strings. The only thing that will beat the big money is people power, its our government. We must act now and make it serve us. Let me hear from you. Our campaign must rely upon your involvement and financial support.

And remember "Talk it up for Tom."

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Politics/Turnipseed vs. McLeod

Runnin' on his record...

by Dick Harpootlian

While Palmetto Populist Tom Turnipseed is out proselytizing the plebs in his effort to win the Democratic nomination July 16 for the state Attorney General's spot (see *Osceola*, July 12) incumbent Dan McLeod ain't exactly working up a sweat.

Turnipseed, a former George Wallace aide and one-time director of the S.C. Taxpayers Association, hasn't usually found time to fit McLeod into his press conference topics since State Senator Rembert Dennis (D-Berkeley) the power companies and the Public Service Commission have dominated nearly every second Turnipseed has spent

campaigning. Whenever Turnipseed finally does get around to McLeod he is strangely complimentary.

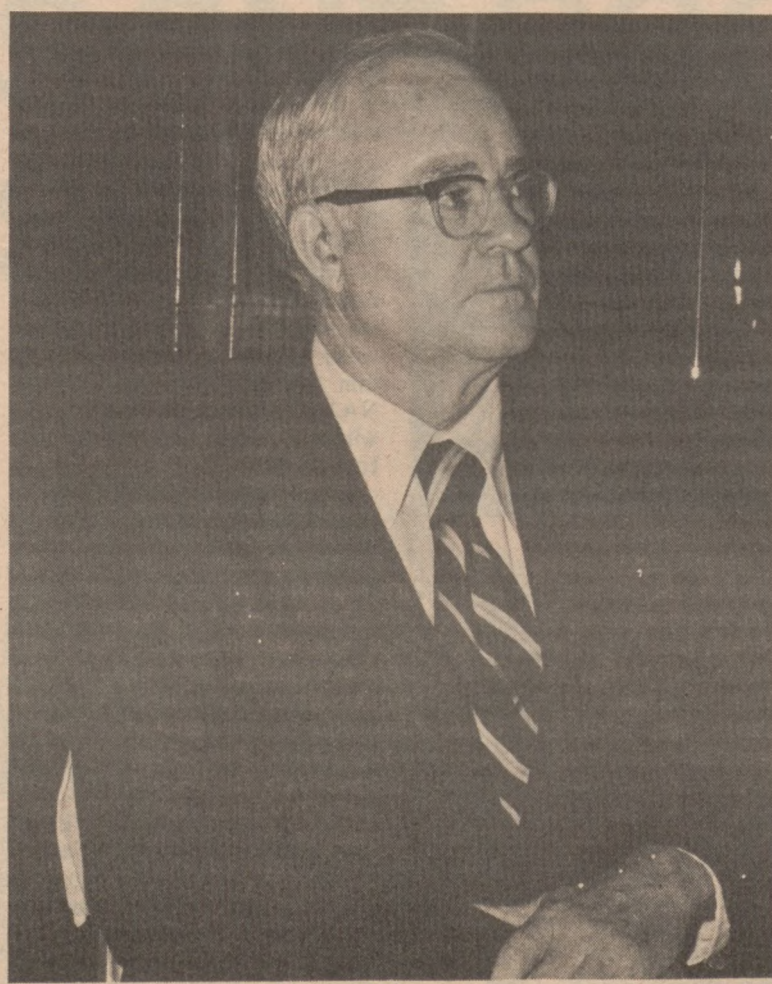
"He's a gentleman and a real nice guy," Turnipseed observed last week. But Turnipseed apparently believes that McLeod, nice guy that he is, just doesn't have the get up and go left in him to stretch the necks of a few of the corporate moguls who dominate the South Carolina power brokerages.

The 61-year-old McLeod finally put the swat to Turnipseed's behind this week in a speech to the Richland County Kiwanis Club. But McLeod, the consummate gentleman that he is, wouldn't put the icing on the cake. Despite numerous questions after the meeting, McLeod wouldn't name Turnipseed as the specific target of his barbs.

After gobbling down the Kiwanians' luncheon fare, McLeod sat and listened as the president made perfect attendance awards to members who had attended all the meetings in May and June. One man protested that his name had been left off, and received a few jibes from his fellow Kiwanians as a result. With lunch and business out of the way, McLeod received a glowing introduction by the president.

The Attorney General, obviously in his element, rose and began to tell a few "That-reminds-me-of" jokes. The jokes were received well, so McLeod jumped into the meat of the matter. He prefaced his remarks with a complaint about "the quadrennial headache I have to go through," demonstrating his confidence of winning. It's just a headache, a couple of aspirin and a few hundred thousand votes and everything will be back to even keel.

"I am not the Senator from Berkeley County," McLeod reminded the audience. "Many



McLeod

allegation have been made, none of which have to do with the office of Attorney General."

McLeod went on to explain, "The matter of public utility rates is vested with the Public Service Commission and the Attorney General is sworn to follow the law."

The Attorney General, while not mentioning Turnipseed by name, went right to the heart of Turnipseed's allegations. Turnipseed has claimed on numerous occasions in recent weeks that if he were elected Attorney General he would stop "payoffs" in the form of retainer fees to powerful lawyer-legislators such as Rembert Dennis.

"I proposed ethics legislation to the General Assembly that just didn't apply to legislators, it applied to every state official. Any move to clean up ethics must come from within the General Assembly and ultimately it must come from all the people through who they elect to the legislature," McLeod explained.

Again not referring to Turnipseed, but making remarks which could not be directed at anyone else McLeod said, "This political smokescreen we see is similar to the filing of lawsuits by people in our correctional institutions. Some are scurrilous, some are interesting, but only three in the past few years have gotten anywhere. They're wild and harem scarems....But at least

the boys down in jail want to get out of jail, that's understandable.

"The other allegations," McLeod continued, "are just to get into the headlines.....demagoguery."

Then McLeod, as if offering advice to a son or grandson, looked out into the faces of all the Kiwanians: "When you hear these allegations there ought to be one question in your mind-what is the character of the person making the allegations, what is his moral background, what's his track record? Look at the person making the allegation."

(After the meeting McLeod was careful to point out that this statement wasn't aimed at Turnipseed, but rather it was a useful piece of advice which he hoped everyone would use in any situation or political race.)

McLeod marked the finish of his "answer" to Turnipseed with a shift into a new area--his accomplishments. For instance, he cited the Freedom of Information law, criminal actions against drug pushers and his attempts to have legislation passed which would restrict the number of handguns a person might buy (McLeod said he knows that the Mafia is using South Carolina handguns.)

And there were a few words about obscenity: "I don't know what it is and the U.S. Supreme Court hasn't helped me a bit." McLeod recalls the seizure of a

whole truck load of "tawdry, low-down dirty books" which had to be given back to the owner because the U.S. Supreme Court reversed the South Carolina conviction. A few of the Kiwanians shook their heads, but with Earl Warren dead, who are they going to blame now?

Then there's the listing of tax cases, abortion cases, anti-trust cases, consumer protection cases.

After the speech, he got a healthy applause from the group and say down with some reporters who attended the speech.

"You've got to run on your own record," McLeod explained, "What you have accomplished; your integrity."

He said he doesn't take Turnipseed lightly, but "When you have any man running against you, you care. I'm confident, I have always run hard when I have had opposition."

"There's one single issue in this campaign. How has Dan McLeod performed in the 16 years he's been in office? I say it's a very good record." McLeod goes on to explain he has national recognition, he has received the coveted Wyman Award for outstanding state attorney generals. He also pointed out with pride that he has been before the United States Supreme Court seven times.

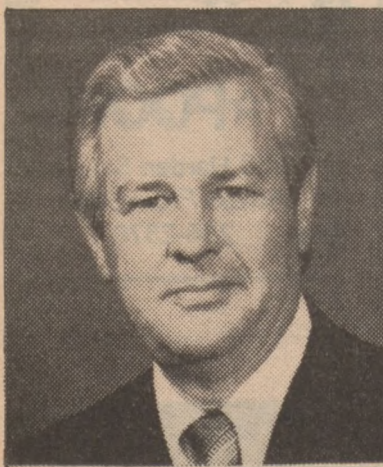
He said he's troubled by the current flap over ethics legislation, "but the General Assembly is ethics-minded and not as the result of johnny-come-lately allegations." (They might be "ethics-minded" but the Senate has successfully fought ethics legislation in the current session, battling proponents every inch of the way.)

McLeod then wanted to talk again about his accomplishments. The Freedom of Information Law, his consumer protection section and a myriad of other achievements. It's obvious that McLeod takes his campaign strategy seriously and rarely departs from it. He's running on his record.

He's refrained from dealing with Turnipseed by name and yet he has discredited Turnipseed's allegations with the sweep of a legalistic brushoff. He claimed that the attorney general lacks the authority to do what Turnipseed wants.

There hasn't been a head-on confrontation between Turnipseed and McLeod up to now. McLeod with his course set straight on the July 16 primary, has a tested formula for putting Turnipseed out in the cold, a formula he has had little opposition since 1962. So there appears to be a chance for fireworks, at least bilateral exchanges. But he's "not prone to fanning or making headlines" which implies that Turnipseed doesn't get the call names and press conferences.

All this was to the voters' advantage, though. Next Tuesday, July 16, when the hundreds of thousands flock to the polls and work their way down the ballot until they get to "Attorney General" they'll face perhaps the clearest choice of the day. Will it be Tom Turnipseed, Palmetto Populist, or Dan McLeod, of the status quo?



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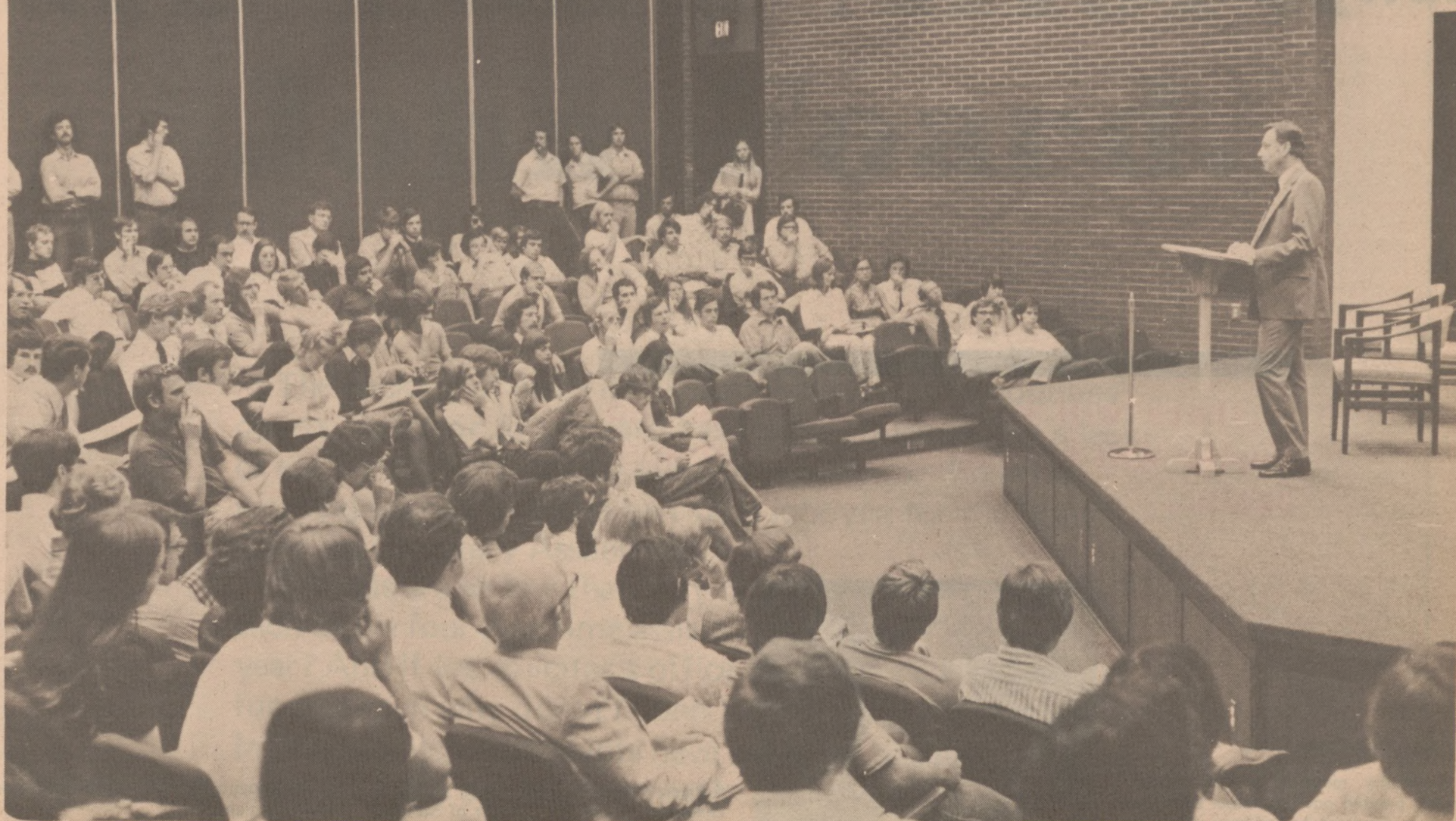
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Dismissals and the Law School



Dean Foster meets with angered law students at Law Center.

(Continued from page one)

longer came under consideration for tenure. Tenure is a status granted in academic institutions to those faculty members who have proven themselves worthy of permanent employment. Once one is granted tenure, the chances of being dismissed are extremely slim. So faculty committees and deans who grant tenure usually exercise care in the distribution of this commodity. If they made a mistake, they will have to live with it for a long time.

The faculty tenure committee at USC recommended to law school Dean Robert Foster in April several untenured faculty members for promotion into tenured status. Surprised, though, were several of the younger faculty members who were not given tenure.

Some students who had taken a particular liking to the five or six professors who were denied tenure discussed some public showing of outrage, but that was quickly dropped as examinations approached. (The actual number of faculty members who were

considered and the number denied by the faculty tenure committee and is impossible to substantiate because the faculty committee and Foster refuses to make the information public.)

The second phase of the one-two punch came last week when students learned that of those professors who were denied tenure, four had not been retained by the law school for the 1976-77 school year. One more had quit and found a job elsewhere "after seeing the handwriting on the wall."

On July 3 over two hundred law students gathered outside the law library in an enclosed mall area to discuss what they could do to change the faculty committee's mind.

Anger was the prevalent mood as several members of the tenure faculty committee waded into the crowd.

Although the committee had not announced who had been fired it became common knowledge that professors William Barvic, Michael Zimmer, Thomas Hines, William Toal, and Charles Sullivan

had not been retained.

Tenured faculty member Charles Randall tried to reason with students. "You've got to consider the future of the law school," he said. "You've got just got to consider if a replacement would be better than the man you have on board."

This didn't satiate the students' anger, though, and verbal abuse met most of Randall's comments. Some of the students charged that the tenured faculty was a kind of "social fraternity" and that decisions to promote and retain faculty members was nothing more than a "popularity contest."

Dean Foster wasn't present for the meeting and assistant dean Ralph McCullough told reporters that "The Dean is visiting his mother today."

Two third-year law students, Jim Mason and Jay Bender, announced at the end of the non-productive two-hour session that they would seek a public meeting for the students with Foster. They said that their gripe with the tenured faculty and the dean did not deal so much with the retention or dismissal of the five individuals who had

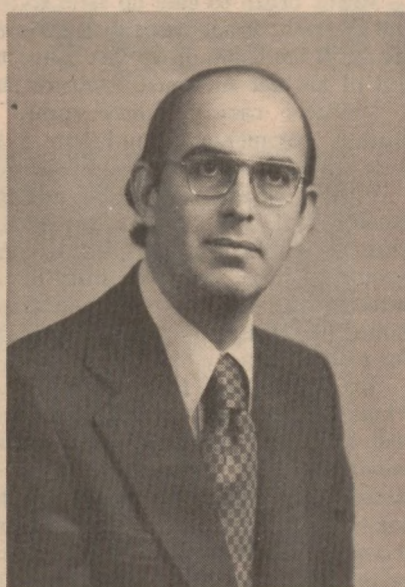
not been retained, "but we are insisting on an explanation of the procedures followed and the criteria used in reaching the decision."

Students also pointed out that three tenured faculty members who might have made a difference in some of the votes on retention were not present at the meeting in which the five professors were dismissed.

The stage was set for Monday's meeting between Foster and the students. Several of the non-retained professors were in the audience and so were reporters and a television film crew.

Foster took the stage and explained: "I will always give you a full, frank and fair answer except where University policy prohibits." Foster said he would not give the names of those faculty members who were not retained, but "the newspapers were incorrect in their reporting." Foster was referring to the five named in a Columbia daily newspaper's story on the previous Thursday (Barvic, Zimmer, Hines, Toal and Sullivan).

(Continued on page eight)



ELECT

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Hayes Mizell believes that every child should have equal educational opportunities regardless of the child's sex, race, or the school he attends. He says: "Our district must continue to monitor and evaluate its programs to see that quality educational opportunities are available to all. When we find that there are inequalities of opportunity in the school system, or when they are brought to our attention, we must move to correct such problems."

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Law School

...there will be more meetings and Foster will be placed on the hot spot again...

(Continued from page seven)

A faculty member in the audience quickly pointed out that while Hines had not been dismissed, he had been called into the Dean's office and told he had better start looking for employment elsewhere.

The Dean, unbothered by the interruption, went on to explain that there were three main criteria used by the faculty committee to adjudge each faculty member. First was student evaluations, gleaned from a computer form filled out by students at the end of each semester in every course they take. Second, a team composed of three tenured faculty members visit a class of each of the prospective faculty members and evaluate them. Third, is consideration of the quality and quantity of works published by the nontenured faculty members.

"It's easy to be a nice guy," Foster told the students, "but I don't think it's in the interest of South Carolina legal education."

The institution does not have the burden of proving incompetency, rather it's vice-versa," Foster continued.

Then Foster began treading on thin ice. He referred to a statement printed in the daily papers attributed to Charles Sullivan in which Sullivan suggested the only possible reason he could think of for his firing was his civil rights activities. Foster called Sullivan's allegations ridiculous and as he began to chide one of the dismissed faculty members for his "Wall Street" background, dismissed professor Mike Zimmer stood and told the Dean to "Cut the sh-- with the character assassination."

The situation began to get sticky as Thom Shalone a recent law graduate and former law review editor, asked to read a letter which he had already sent to Foster. Salane said that as an editor of the law review and as a student he had many chances to examine the work of most of these professors and that at least two of them were well received by their students and that one of them had published articles "of high quality" in the Indiana Law Review and the Northwestern Law Review.

Salane also said that after talking with several faculty members he had learned that of those nontenured faculty members who had been retained "four to six" were planning to leave as soon as they could find suitable employment elsewhere. "An atmosphere essential to continued legal education has disappeared," Salane explained.

Foster responded by pointing out that the faculty tenure committee was of "high quality." He added, "Why four of the



Foster



Bender

thirteen tenured faculty have served as chairman of the S.C. Chapter of National Association of Law School Professors."

One student commented, "Why, hell, we're the only law school in the state."

What followed were exchanges between students on whether or not students, as a whole were really upset about the situation. Loyalist students stood and gave witness to their complete agreement with the tenured faculty's decision while others hissed and booed. At one point an angry student said that there were 200 students at the previous Wednesday's meeting who were upset with the situation and that was proof enough of a "collective outrage." Foster responded by saying, "I didn't see 200." A student shot back, "I didn't see you."

Finally Professor Tom Ward, a retained tenured professor, stood, faced the Dean and calmly said, "The problem, Dean, is that the faculty members don't believe you anymore. Zimmer's publication record is the best in the law school so why did the tenure committee fire him? We need more information, I can't explain to myself why a guy who has just published an outstanding article in the Indiana law journal gets passed over, gets fired, while others get promoted.

"The sacred rules on confidentiality have to go on. Getting the word across is more important than preserving any kind of institutional confidentiality, which is bullsh-- anyway."

By this time Ward was on his feet wildly gesticulating, punctuating every word with a gesture. Foster, remaining cool, responded that he didn't want to downgrade anyone publicly and couldn't therefore reveal the information.

"Downgrade me, it's good for the soul," fired professor Charles Sullivan retorted from the audience.

Ward, again standing, pleaded, "This is not a question of what we can get away with. This is a critical time in the history of this institution. Students are looking for something to hand their hats on. Communicate with us."

Retained, recently tenured professor John Montgomery now took to his feet, reiterating Ward's thoughts with a plea to "communicate with us."

Foster, obviously bewildered by Ward and Montgomery's defection, called in the big guns. David Means venerable chairman of the tenured faculty committee strolled to the podium. Means has taught at the school for decades and is recognized by

lawyers around the state as an institution in his own right.

The elderly Means was obviously maddened by the situation. "Some of the thought here seems to be 'let the students make the decision.' Now, I understand that every man who doesn't get what he thinks he deserves in disappointed."

Groans rose from the crowd. "He's missing the point," one student groaned. "He's missing the whole damn point."

Several of the younger faculty members tried to interrupt Means, but to no avail. He kept on with his talk, shunting their interruptions aside, asking them to wait until he was finished.

When Means concluded his remarks an eruption of student and faculty comments began. Many of the students wanted to know what evidence was submitted on each faculty member under consideration. Others wanted to know what each faculty members' student evaluations were, "after all we're the ones who gave them to you." Means grew angrier by the minute. Looking like he was on the verge of cardiac arrest, Means slipped to the edge of his seat, ready to pounce on any upstart who gave him lip. His eyes narrowed, as Donald Weidner, a faculty member who recently quit and accepted a teaching position at another institution, took the floor and urged students to file complaints with the Academic Committee of the American Association of Law Schools, and to support the teachers' rights.

Means began to ease up after Weidner's call to arms, but at times during Weidner's speech it looked as if he were going to fly out of his seat and onto Weidner's throat.

"Means rarely shows anger," one student commented, "and now I know why."

Finally, Means said that if students or faculty had any specific requests they should submit them to the faculty committee for their consideration. The meeting had run its course and after two hours of tension everyone seemed ready for a break.

But the drama hasn't fully unfolded. There will be more meetings and Foster will be placed on the hot spot again. He admitted at this meeting that the final decision to retain or not retain rested solely with him, "But I've never turned down a faculty committee's recommendation yet." Students will be pressuring Foster to break his perfect record in what they feel is an effort to keep their law school progressing into national prominence. ■

We Can't Afford John Foard.

The backlog of cases in Richland and Kershaw counties' courts, Solicitor John Foard has told us, is caused by a lack of staff and funds. At the same time Solicitor Foard is working another job as a part time lobbyist for the South Carolina Cemetary Association.

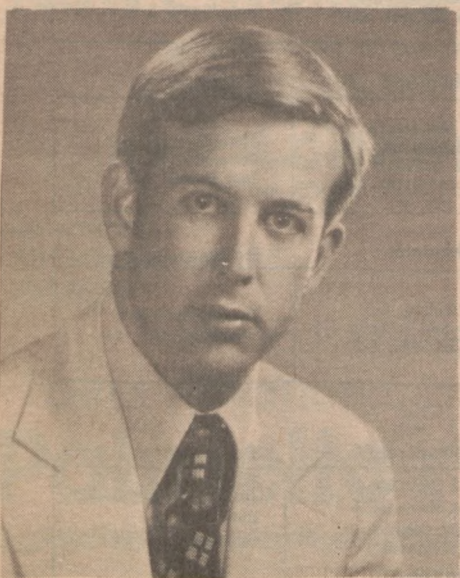
If funds are so low then why does Solicitor Foard pay each of his four part time assistant solicitors \$16,711 a year? And if the solicitor's office actually needs additional funding then why doesn't John Foard collect the \$3 million in bonds which defendants have forfeited because they failed to show up for their trial?

Jim Anders has been an active member of this community for many years. He decided to run for solicitor because he feels that it's time for a needed change in the solicitor's office. He feels that the citizens of Richland and Kershaw counties need a solicitor who will devote all of his time to representing them in the courts. Jim Anders feels that it's time we started to collect bonds when defendants fail to appear for trial. And he feels that it's time we received a full time effort from those who receive full time salaries.

Jim Anders feels that it's time for a change because we just can't afford John Foard anymore.

Vote for a needed change...

Vote Jim Anders for Solicitor.



Jim Anders For Solicitor

Sports/Recruiting

The Top Five

by Jim Walser

Basketball notes:

We are still over 90 days from the first practice sessions and four and one-half months from the opening games, but the college basketball scenario for 1974-75 has already begun to take a definite, and familiar, shape.

Now that college basketball recruiting, with the all-too-publicized courtship and signing of Moses Malone a couple of weeks ago, has more or less concluded, it's possible to get some sort of grasp on next year's possibilities. With various exceptions (most notably that of Clemson's Bates Locke), it hasn't been a particularly surprising year: the rich seemed to have added to their treasures, while the poorer teams of recent years (folks like Duke and Wake Forest) scramble for the leftovers.

The charts on this page, reprinted from the *Greensboro Daily News*, provide a glimpse of how recruiting fared on a national scale (left), and then a breakdown of the Atlantic Coast Conference teams in terms of lost, returning, and incoming talent. We added USC to the list to enable fans to see how (South) Carolina would stack up against the ACC teams.

Undoubtedly, the best recruiting year in the country was turned in by Maryland's Lefty Driesell, a fact that Lefty has been quite unabashed about since Mary

and Moses Malone decided to attend Maryland June 21. Larry Keech of the *Daily News* quotes Lefty as saying: "You guys (ACC sportswriters) all said Maryland was on the way down last season and we came up with our best team. Then you said we peaked with McMillen and Elmore and we were going to go down for sure. But I'll tell you something. Maryland's not gonna peak as long as I'm here." Obviously, Lefty's ready for '74-'75.

Yet he will hardly have to conduct a long search to find a team that nearly rivaled him in recruiting. And it's his old nemesis, N.C. State, a team that also happens to be the defending national champion and holding an impressive trump card itself in two-time All-American David Thompson. Norm Sloan also found a replacement for Tom Burleson in 7-0 junior college player of the year Tom Barker, whom the ACC writers feel will definitely start next season. Ken Carr was the other big recruit, a rugged 6-7 forward from Washington. And there was already enough talent there to challenge for the national title, without any recruiting. Not to mention State's ability to beat Maryland and Driesell in the tough ones, which may count for even more than a player or two.

As previously noted here



Boswell

several times, Clemson's Locke had an outstanding year, signing two sure freshman starters and maybe a third by the end of the season. Another ACC team, North Carolina, only recruited one player expected to provide any kind of immediate help, and that was 6-2 guard Phil Ford. But North Carolina appears to be at least one outstanding, almost All-American player away (say a Charlie Scott) from challenging for the national championship again. Still, if Ford lives up to his potential, look for UNC in the Top Five in the polls.

Anyway, the tables give the

talent breakdown and provide a relatively accurate picture of where the best recruits eventually signed.

Good news for University of South Carolina basketball fans has been arriving from the strangest place -- San Juan, Puerto Rico. That's where a team of United States college players -- including USC's Tom Boswell -- has been doing quite well in the World Basketball Championships.

Boswell has been starting and playing effectively from a forward

post, according to the news dispatches, and scored 20 points Monday night when the United States whipped Canada. Other players on the team include John Lucas of Maryland, Gus Gerard of

Virginia, Quinn Buckner of Indiana and 7-0 center Richard Kelley of Stanford.

Boswell, of course, has yet to play his first game with USC, but is expected to man the center's position next winter when the Gamecocks began their season. Should he prove as successful as some people think he might at the position, USC might ease its way back into Top Five consideration.

Carolina fans are already shuddering at the news that 6-3 guard Kevin Doherty has signed with Davidson out of White Plains, N.Y. USC coaches had expressed some interest in Doherty, and he reportedly had visited campus here, but, for one reason or the other, did not become a Gamecock. Fans here remember getting beaten twice by Davidson players who almost became players at USC in recent years. Bryan Adrian turned the trick several years ago and Mike Sorrentino pulled the same trick last year at Charlotte where USC suffered one of its five losses.

Where The Best Signed

Name	Ht.	Hometown	Destination
Bill Cartwright	7-0	Elk Grove, Calif.	Junior
Brett Vroman	7-0	Provo, Utah	UCLA
MOSES MALONE	6-11	PETERSBURG, VA.	MARYLAND
Steve Malovic	6-10	Phoenix, Ariz.	Southern Cal.
Bob Miller	6-10	Louisville, Ky.	Cincinnati
Rick Robey	6-10	New Orleans, La.	Kentucky
Dave Batton	6-9	Springfield, Pa.	Notre Dame
Bruce Campbell	6-9	Wilbur Cross, Conn.	Providence
Lucius Foster	6-9	Savannah, Ga.	Georgia
John Gunn	6-9	Memphis, Tenn.	Memphis State
Cyrus Mann	6-9	Detroit, Mich.	Illinois State
CHRIS PATTON	6-9	ATHOL SPRINGS, N.Y.	MARYLAND
Mike Mitchell	6-8	Atlanta, Ga.	Auburn
Larry Boston	6-7	Cleveland, Ohio	JUCO
KENNY CARR	6-7	HYATTSVILLE, MD.	N.C. STATE
Earl Evans	6-7	Port Arthur, Tex.	Southern Cal.
George Johnson	6-7	New York, N.Y.	St. John's
Mark Olberding	6-7	Melrose, Minn.	Minnesota
Ron Anthony	6-6	Neptune Beach, Fla.	Austin Peay
Jackie Dorsey	6-6	Atlanta, Ga.	Georgia
CHARLIE FLOYD	6-6	MALVERN, PA.	WAKE FOREST
Larry Harris	6-6	Lorain, Ohio	Pittsburgh
Mike Jones	6-6	Charleston, W.Va.	Cincinnati
James Lee	6-6	Lexington, Ky.	Kentucky
Bill Lewis	6-6	Chicago, Ill.	Illinois State
Keven McDonald	6-6	South Orange, N.J.	Pennsylvania
Myles Patrick	6-6	Macon, Ga.	Auburn
Kim Stewart	6-6	Seattle, Wash.	Washington
Steve Collier	6-5	Hanover, Ind.	Cincinnati
Reggie Robinson	6-5	Radnor, Pa.	Villanova
STAN ROME	6-5	VALDOSTA, GA.	CLEMSON
Anthony Flanagan	6-4	Atlanta, Ga.	Georgia
Jackie Givens	6-4	Lexington, Ky.	Kentucky
Audie Matthews	6-4	Chicago Heights, Ill.	Illinois
BRAD DAVIS	6-3	MONACA, PA.	MARYLAND
James Jackson	6-3	Chicago, Ill.	Unsigned
Tony Smith	6-3	Saginaw, Mich.	Houston
SKIP WISE	6-3	BALTIMORE, MD.	CLEMSON
Wayne Bracy	6-2	Birmingham, Ala.	Auburn
Alex Eldridge	6-2	Bronx, N.Y.	Massachusetts
PHIL FORD	6-2	ROCKY MOUNT	UNC
Jackie Gilloon	6-2	West New York, N.J.	South Carolina
Tom Hicks	6-2	Smithtown, N.Y.	Tulane
BOB JACKSON	6-2	EAST CHICAGO, IND.	N.C. STATE
DAVE KOESTERS	6-2	SPRINGFIELD, VA.	VIRGINIA
Mark Wulfemeyer	6-2	Fullerton, Calif.	Southern Cal
Al Green	6-1	Pittsfield, Me.	Unsigned
Donald Williams	6-1	Washington, D.C.	Notre Dame
Butch Lee	6-0	Bronx, N.Y.	Marquette
Ken Higgs	6-0	Owensboro, Ky.	Louisiana State

*denotes 1973-74 starters. CAPS denote likely 1974-75 starters.

CLEMSON				
Losses	Seniors	Juniors	Sophomores	Freshmen
Jeff Reisinger, 6-6*	WAYNE CROFT, 6-9*	Scott Conant, 6-9	WAYNE ROLLINS, 7-1*	Jimmy Howell, 6-7
Terrell Suit, 6-0*	Marty Patterson, 6-8	Charlie Rogers, 6-9	Dave Brown, 6-8	Colon Abraham, 6-6
	VAN GREGG, 6-2*	Tim Capehart, 6-0	Andy Butchko, 6-6	STAN ROME, 6-5
	Jo Jo Bethea, 6-1	Bruce Harman, 6-0	John Franken, 6-2	SKIP WISE, 6-3
			Kenny Davis, 5-11	
DUKE				
Losses	Seniors	Juniors	Sophomores	Freshmen
Chris Redding, 6-10*	BOB FLEISCHER, 6-8*	Terry Chili, 6-10	Mark Crow, 6-7	Rick Gomez, 6-3
Edgar Burch, 6-3	Bill Suk, 6-5	WILLIE HODGE, 6-9	TATE ARMSTRONG, 6-2*	Ken Young, 5-10
Jeff Burdette, 5-11	Pete Kramer, 6-4*	GEORGE MOSES, 6-5		
	KEVIN BILLERMAN, 6-2*	Dave O'Connell, 6-4		
		Paul Fox, 6-2		
MARYLAND				
Losses	Seniors	Juniors	Sophomores	Freshmen
Tom McMillen, 6-11*	TOM ROY, 6-9	JOHN LUCAS, 6-4*	Steve Sheppard, 6-6	MOSES MALONE, 6-11
Len Elmore, 6-9*	OWEN BROWN, 6-8*	MO HOWARD, 6-3*		Chris Patton, 6-9
Jap Trimble, 6-3	Bill Hahn, 5-11			John Newsome, 6-6
Rich Parac, 6-0				Mike Cherry, 6-5
				Brad Davis, 6-3
UNC				
Losses	Seniors	Juniors	Sophomores	Freshmen
Bobby Jones, 6-9*	Ed Stahl, 6-10	MITCH KUPCHAK, 6-9*	Jeff Crompton, 6-11	Tom Zaliagiris, 6-5
John O'Donnell, 6-6	Mickey Bell, 6-5	Donald Washington, 6-8	TOMMY LaGARDE, 6-10	PHIL FORD, 6-2
Jim Smith, 6-6	Ray Harrison, 6-2*	Bill Chambers, 6-5	Bruce Buckley, 6-8	
Darrell Elston, 6-4*	Brad Hoffman, 5-10	Dave Hanners, 6-0	WALTER DAVIS, 6-6*	
Ray Hite, 6-0		Tony Shaver, 5-11	JOHN KUESTER, 6-2	
N.C. STATE				
Losses	Seniors	Juniors	Sophomores	Freshmen
Tommy Burleson, 7-4*	TIM STODDARD, 6-7*	TOMMY BARKER, 7-0	Bill Lake, 6-11	Kenny Carr, 6-7
Steve Nuce, 6-8	Craig Kusmaul, 6-5	Steve Smith, 6-10	Mike Burma, 6-10	Bob Jackson, 6-2
Greg Hawkins, 6-5	DAVID THOMPSON, 6-4*	Phil Spence, 6-8	Ken Gehring, 6-9	Craig Davis, 5-9
	Mark Moeller, 6-3	Jerry Hunt, 6-5	Bruce Dayhuff, 6-2	
	MORRIS RIVERS, 6-3*	Dwight Johnson, 6-0		
	MONTE TOWE, 5-6*			
VIRGINIA				
Losses	Seniors	Juniors	Sophomores	Freshmen
Lanny Stahurski, 6-9	GUS GERARD, 6-8*	Lamont Carr, 6-7	Ray Marningsstar, 6-9	Mark Iavarani, 6-8
Bob McKeag, 6-5*	Dan Bonner, 6-7	WALLY WALKER, 6-6*	ED SCHETLICK, 6-8	Dave Koesters, 6-2
Al Drummond, 6-3*	Andy Boninti, 6-3	Bob Sefcik, 6-2	MARK NEWLEN, 6-4	Tom Briscoe, 6-1
Steve Morris, 5-11	Brian Tully, 6-1		BILL LANGLOH, 6-2*	
WAKE FOREST				
Losses	Seniors	Juniors	Sophomores	Freshmen
Tony Byers, 6-2*	CAL STAMP, 6-8*	DARYL PETERSON, 6-8	Don Mulnix, 6-8	Charlie Floyd, 6-6
Bobby Dwyer, 6-1	Tim Stare, 6-8	Lee Foye, 6-6*	Jerry Schellenberg, 6-6	Roderick Griffin, 6-6
	MIKE PARRISH, 6-6*	Henry Hicks, 6-5	SKIP BROWN, 6-0*	
	Dan Moody, 6-5			
	PHIL PERRY, 6-3			
CAROLINA				
Losses	Seniors	Juniors	Sophomores	Freshmen
Brian Winters, 6-4*	Jimmy Walsh, 5-11	ALEX ENGLISH, 6-8*	NATE DAVIS, 6-4	JACKIE GILLOON, 6-2
	George Felton, 6-3,	MIKE DUNLEAVY, 6-2*	Chuck Sherwood, 6-9	Billy Truitt, 6-1
	Tommy Cox, 6-6	TOM BOSWELL, 6-9	Jack George, 6-6	Golie Augustus, 6-6
		Bob Mathias, 6-7*	Ed Lynch, 6-6	
		Mark Greiner, 6-6*	Stu Klitenic, 6-5	
		Jim Clements, 6-6		

Movies/"SPYS" & "Claudine"

Can you dig it?

CLAUDINE
at the Atlantic 1
thru July 18

It's a relief to see a black film that doesn't rely on violence, sex, or super-heroes to hold its audience. *Claudine* is an appealing story about the problems of ordinary people caught in the nightmarish realities of the New York City welfare system.

Claudine, a Harlem welfare mother of six with no husband, meets a weat-talking garbageman named Rupert while moonlighting as a maid. Despite her children's admonition that, at 36, she is "too old to be messin' around," she falls for him and begins a double life as mother as lover. Before long, the relationship runs head on into the regulations of the welfare system: Rupert's gifts to the family, discovered by a social worker, were not declared by Claudine and thereby jeopardize her family's allowance. Claudine and "Roop" debate the idea of marriage as a means of guaranteeing continued welfare payments. But he has financial problems of his own: he suddenly finds his pay is being garnished for the support of his three offspring by previous marriages. As Rupert sees it, being a daddy means you've got to "be the breadwinner or else don't come around," and he isn't able to be much of a breadwinner for Claudine's kids. So what are they going to do?

James Earl Jones turns in a fine performance as the charmer who, when asked why someone as obviously intelligent as himself is a garbageman replies bitterly: "I was always smarter than any job I ever had." Diahann Carroll gives an uneven performance as Claudine, and seems generally unable to give the role the depth which Cicely Tyson or Diana Sands would have been capable of. The children are convincingly real: Charles the activist, eighteen years of frustration; pubescent Charlene, just old enough for her

mother to worry that her "black stud" boyfriend will knock her up; grade school-aged Paul, a would-be numbers runner and pimp; Francis, no more than eight, already no negative about himself that he wants to be invisible; and two others, barely more than toddlers.

The film's worst flaw is its stereotyping of the welfare people as regulation-quoting morons. Also, the dialogue suffers from occasional syrupiness. Otherwise, Tima and Lester Pine have done a creditable job of scriptwriting. John Berry's direction is competent, though in no sense innovative, and concerned with the appeal of the characters rather than arresting cinematography. The publicity releases for the film are absolutely awful: the viewing public oughtn't be trifled with in that manner. ("A heart and soul comedy. Can you dig it?") The sound track, composed by Curtis Mayfield and performed by Gladys Knight and the Pips, is alright but nothing to rave about; both have done better, as with "Superfly" and "Midnight Train to Georgia..."

Claudine is important in that it is an honest, albeit flawed attempt to offer a realistic alternative to the glut of shoot-em-ups in which the likes of Pam Grier and Jim Brown tussle with white crime syndicates. It is the first production of the Third World Cinema group (which includes Jones, Ossie, Davis, and Rita Morena) and the majority of the production crew were black. Hopefully, their future films will retain the human quality of *Claudine* while polishing off its rough edges.

Final note: Clay Normand, director of *Brothers and Sisters* (see *Osceola*, June 7), is planning a benefit showing at the end of this month to raise much-needed money for the project. (The date will be announced in next week's edition.) I encourage everyone

who can to go: *Claudine* is well worth seeing, especially for a good cause.

-- Paul Foxworth

S/P/Y/S
at the Fox Theatre

What a clever title--S/P/Y/S! I'd bet some fool paid a lot of money to come up with such a cute title for a movie.

Irvin Kershner's sad attempt to capitalize on Robert Altman's *M*A*S*H* is a shoddy piece of movie-making which collapses into doggerel shortly after the opening credits have disappeared. What follows is a convoluted and unfunny 90 minutes of stilted chases, non-satiric thrusts, and chaos as Kershner's camera tracks down two hapless CIA agents trying to keep their own bosses from executing them.

The two agents--played by Elliot Gould and Donald Sutherland--accidentally cause the death of two Russian gymnasts while aiding a third to defect. Under the Agreement of 1972, so

the film says, the CIA must avenge the deaths of any Russians killed by American agents. The premise sounds like a good one, offering plenty of opportunity for a droll comedy. The cast suggests that something quite humorous might be in the brewing.

S/P/Y/S, however, quickly falls flat on its face. Not only is it not another *M*A*S*H*; it's not another *Catch-22* either. Gould and Sutherland try hard to make some of the stupidity turn into inspired zaniness, but they are not totally successful.

What works best is indeed comical: Sutherland faking a food-poisoning attack, an unexpected *menage a trois*, Gould directing the Russian defecting through a capitalistic clothing store, a Marxist protecting his father's car. What doesn't work is rancid: Gould trashing a wedding in the same style he trashed his oral exams in *Getting Straight*, Gould and Sutherland walking

into the sunset singing a song in the same manner as Gould walked into the sunset singing a song at the end of *The Long Good-bye*. The few original ideas in the script are quite charming ones. The rest, though, is stolen rather than borrowed from far better works.

Adding to the script problems is a directorial style which can only be equated with the worst of TV commercials. Kershner boldly puts his name to this flick, calling it a film no less, as if he were Mike Nichols knocking out another *Graduate* or something. While watching the film, it's sadly obvious that a better director could have produced a better experience. Nobody could have whipped S/P/Y/S into a 24-carat gold-piece, but a lot of people--including non-professional--could have been more successful.

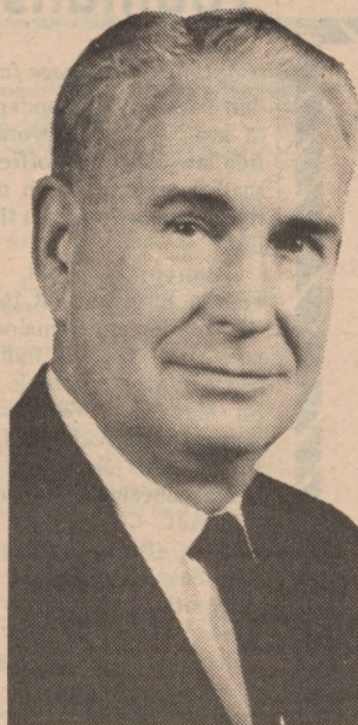
--Mike Smith

EXPERIENCE IS THE BEST TEACHER.

Above all, it is Cyril Busbee's experience that qualifies him for re-election as State Superintendent of Education.

During the seven and one-half years he has been in office, public education in South Carolina has taken its greatest strides forward--often in the face of overwhelming odds.

Cyril Busbee has kept our children--all of our children--foremost in his thinking. Opportunities for handicapped children have been increased by more than 1,000 per cent. We now have a modern system of 42 area vocational centers providing job training for more than 127,000 high school students. And during his administration, South Carolina's first state-supported kindergarten program has become a reality.



Cyril Busbee has met the dropout problem head-on. Under his leadership, the State Department of Education has developed a five-year plan for measurable progress in public school programs. The State Department of Education has intensified and expanded programs to control drug and alcohol abuse. And South Carolina is being recognized nationally for developing special programs for gifted and talented students.

In addition, more than 110,000 adults who were forced to quit school in past years are now being given a second chance through our state-wide Adult Education system. Since Cyril Busbee became our State Superintendent of Education, our adult education enrollments have increased more than 1,500 per cent!

Cyril Busbee has guided our children's education through one of our most difficult periods in history. And he has done it gracefully. He has earned the privilege of serving us again as State Superintendent of Education.

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Music/Blue Oyster Cult

A good concert

BLUE OYSTER CULT
In Concert (July 10, 1974)
at Carolina Coliseum

If you believe that there once existed groups known as the Swingin' Blue Jeans, Pearls Before Swine, and Fat Mattress, then it should not be too difficult to believe that Golden Earring, Lynyrd Skynyrd, and Blue Oyster Cult appeared in concert Wednesday evening at the Carolina Coliseum.

The Swingin' Blue Jeans, of course, thrilled us ten years ago with the immortal "Hippy, Hippy Shake"; today Blue Oyster Cult renders such classics as "She's Beautiful As A Foot" and the everpopular "Mistress of the Salmon Salt (Quickline Girl)." Surely everyone remembers the former and recognizes the latter?

The titles of the songs may be just as looney and the names of the groups equally as eclectic, but

the similarities end there. This is the decade of the Cream-styled power trios, heavy metal bands out of the Yardbirds mold, amplification and re-amplification of instrumentation, and glitter-ornamented rock stars.

Many people are inclined to categorize this type of music as solely suited for adolescent mentalities because of the simplistic design. Columbia College has a summer school course dealing with philosophical issues raised by contemporary music; there's no need to investigate Blue Oyster Cult for such issues, for there aren't any to be found. All this type music does is translate electronic wizardry into an escapist form of entertainment based on an excitement factor. The performance Wednesday evening were exemplary of this straight-ahead approach.

Aside from Great Britain, Europe is not known for the quality of bands which it produces. This can be largely attributed to their adherence to the crude and unrefined rock n' roll style popularized in the United States in the 1950's. Golden Earring, from Holland, promises to contradict this pattern. They opened their performance by forsaking the traditional rapid-fire rocker in favor of a more moderate number which emphasized the interplay between flute and guitar. They followed this with an elongated version of "Radar Love," a number which is at or near the top of the nation's Top Forty charts. While "Radar Love" is a good song, its overwhelming success probably reflects the generally dismal fare offered by AM stations (i.e. "Billy Don't be A Hero" by the Hayseeds, or something like that). Golden Earring closed its set in fine style by resurrecting the ageless "Money." Hopefully, however,

they will discard their stage contortions which reminded me of one of those '50's rock n' roll movie extravaganzas starring Chuck Berry, Little Richard and Bill Haley.

The guitar-laden Lynyrd Skynyrd aggregation followed on the bill. In Georgia there are two decided strains of music: that of Phil Walden and Capricorn Records (Allman Brothers, Wet Willie, and Marshall Tucker) and that of ex-Blues Project, Blood, Sweat, and Tears member (turned producer) Al Kooper. Kooper has been the guiding light of Lynyrd Skynyrd and after having heard the group, it's obvious that his production skills have been well utilized. The opening two numbers were in the Allman style, but thereafter the group abandoned that approach in favor of a more rock oriented direction which met with far greater success. Lynyrd Skynyrd utilizes twin lead guitars and both are quite capable musicians as was demonstrated on "Saturday Night Special" and "Sweet Home Alabama," and a number which was dedicated to the memory of Duane Allman. It is not necessary

that all Southern bands be a variation on the Allman Brothers and Lynyrd Skynyrd's hopes for success lies in developing their distinctive sound.

It was then Blue Oyster Cult's turn to occupy center stage. Formerly known as the Soft White Underbelly, the group under the production of one Sandy Pearlman has moved to the forefront of the American hard rock scene. The group's albums have been marked by the lunacy of Pearlman's lyrics and titles, the art work on the album covers, and the guitar intricacies of Donald (Buck Dharma) Roeser. Some of the titles of their works have been previously alluded to, but a few more deserve recognition: "I'm On the Lamb, But I Ain't No Sheep," "7 Screaming Diz-Busters," and "Baby Ice Dog."

Blue Oyster Cult opened their portion of the concert with two cuts off their second album *Tyranny and Mutation*: "The Red and The Black" and O.D.'d on Life Itself." Lead vocalist Eric Bloom took the spotlight in these numbers with his cape twirling and stun guitar roaring. The Cult

then played a trio of songs from their latest release "Secret Treaties," highlighted by "Career of Evil" which showcased the drumming talents of Albert Bouchard. Throughout the two hours BOC were on stage, Souchard's steady and sometime frantic drumming set a furious pace for the band to keep stride with. "Buck's Boogie" featured Dharma's virtuosity and he ably demonstrated why he is one of rock's better guitarists. He has an imaginative and effortless style which contrasts sharply with the "flash" guitarist featured in many groups. He is content to play his licks with only occasional flairs of theatrics interjected.

Blue Oyster Cult's encore featured "Stairway to the Stars" from their first album and the Steppenwolf standard "Born to Be Wild." The audience which had been restrained throughout the performance was on its feet at the conclusion of the concert.

It was an evening where three groups with contrasting styles and from widely divergent locales, proved they have a common musical denominator.

-Tim Driggers

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Letters

To the editors:

It's annoying to see an entire issue of a good paper marred by a single, inexcusable error.

In a review of a June 6 rock concert, your critic notes that Maggie Bell's bluesy style has been compared with that of Janis Ian. "I cannot give Maggie that kind of credit," he says, "though I never was well-versed in Ian's work and I know far less about Maggie."

That's obvious. Janis Ian was

the wispy teenager who sang about love affairs. The last name of the Janis Ms. Bell has often been compared to--as any soapered-up 14-year-old with a transistor radio could probably tell you--is Joplin. May she rest in Comfort and in peace.

T. R. Baxter
Charleston

To the editors:

Okay guys, I give up. After months of reading freebies from

Russel House, I got hooked - and oddly enough, so did my father. Now he nabs it as soon as I get in the door. The only solution - his own subscription. Somehow I can't see the romance lasting too long, but he swears up and down he wants it. You win - here's my check. Let's surprise the old man, ok. Give him something to come home to in the evenings. Thanks.

P.S. Keep up the good work! It's quite refreshing to read a paper that isn't afraid to have a sense of humor. So what is Dr. McElveen calls you "alternative journalism?" S.C. needs you, if only to make it wake up to itself.

Name withheld by request

Youmans

(Continued from page five)

"no person acting under the color of law" -- in other words, a bona fide law officer on official duty -- shall deprive a citizen of his civil rights, one of which is the right to life.

Blanton O'Neal, who was Fairfax magistrate at the time of the murder and remained in that post until he was indicted, and Jerry Byrd, a constable in Fairfax on May 16, 1970, could come under the provisions of that law, many feel. Thus the two men could conceivably be tried in U.S. District Court for a federal offense after the state's trial at Allendale is concluded.

Another possible precedential aspect of the murder trial concerns the bill which the

General Assembly recently passed over the Governor's veto to restore the death penalty. The bill would make the death penalty mandatory in certain cases, one of which is premeditated murder -- the charge lodged against the five defendants. If the defendants are found guilty, and if the capital punishment bill is declared constitutional, some of the first victims of the bill might be, ironically enough, whites convicted of killing a black.

If one thing is certain about the Youmans murder trial, it is that one of the most significant court battles in recent years will ensue from that long-ago slaying in this almost remote part of South Carolina.

To the editors:

I have been pleased with the content and thrust of your newspaper. Not being a native of S.C. it has been difficult to gain insight into the inner workings of the S.C. political process. Your staff work has helped fill this void for me.

It is my understanding that your resources are limited. So I feel that you are doing a terrific job with what you have. Your type of forthright journalism is needed to offset the limited bland overall journalism coverage South Carolinians receive on a local and state level.

My best wishes are with you and I hope you continue to hang in there.

Sincerely,
Margaret F. Payler

To the editors:

Your publication is excellent! It fills a genuine need. I wish you had the staff to provide more coverage to the Piedmont area, especially Greenville.

Larry McCalla
Greenville

Cynthia's Sister

&

Dirty Mind of Young Sally

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show 9:00

Dates of publication



cinema

If you're thinking about going to a movie, call ahead to verify times and shows. Many area theatres are subject to last minute changes in schedule.

JULY 6 - JULY 13

ATLANTIC I THEATRE, 3220 Two Notch Road, 786-0790

"Claudine" It's a soul comedy folks. Rated PG and shows at 3:30; 5:30; 7:30; and 9:30p.m.

ATLANTIC II THEATRE, 3220 Two Notch Road, 786-0790

"Hookers Convention" and "Hardknocks" are the twin X-rated fare this week. Shows are continuous from 3:30 with the last show at 9p.m.

CAROLINA THEATRE, 1223 Main Street, 252-8011

"Truck Turner" with Issac Hayes and Yaphet Koto. The ad says, "He's a skip tracer, the last of the bounty hunters. If you jump bail, you're his meat." Hummm. Sounds like he ought to set up shop around here. Rated R. Shows at 1, 3, 5, 7, & 9.

CINE-ART THEATRE, 1017 Washington Street, 779-3039

"Cynthia's Sister" and "Dirty Mind Young Sally" are the Cine-Arts offerings this week. They're both rated X and shows begin at 1p.m. with the last complete show at 8p.m.

DUTCH SQUARE NORTH THEATRE, Dutch Square Mall, 798-1100

"China Town" with Jack Nicholson and Faye Dunaway in Roman Polanski's newest flick. A really well done ganster film, from what we've heard. It opened in New Yawk only last week, so we're getting a new flick at about the same time everybody else is getting it, for a change. Rated R..Call theatre for times.

DUTCH SQUARE SOUTH THEATRE, Dutch Square Mall, 798-0100

"The Sting" Robbie Redford and Paul Newman are here to stay, at least that's the way it looks after 6 months. Rated PG. Shows at 4:20, 6:40 and 9.

FOX THEATRE, 1607 Main Street, 254-5212

"Spys" Donald Sutherland and Elliott Gould team up again (remember M*A*S*H?) for what we are told is a really funny flick. This one is a spoof on the CIA and spys. Rated PG.

GAMECOCK I THEATRE, Parkland Shopping Center, Cayce, 796-0022

"The Exorcist" returns to Columbia, this time it only costs \$2.50. Rated R. Box office opens at 1:30.

GAMECOCK II THEATRE Parkland Shopping Center, 796-0022

"Macon County Line" if you loved "Walking Tall," if you enjoyed "Billy Jack" then you'll go ape over this one. Rated R. Shows at 1, 2:40, 4:20, 5, 7:40, & 9:20.

JEFFERSON SQUARE THEATRE, Jefferson Square, Downtown, 254-6731

"Our Time" The ad says, "The gals side of the "Summer of 42" Wonder how they'll handle that drug store scene? Anyway it's rated PG and shows are at 1:40; 3:30; 5:20; 7:10; & 9p.m.

MIRACLE THEATRE, 1228 Main Street, 256-1050

"Thunderbolt and Lightfoot" is Clint Eastwood's newest stab at acting. This time he's on the other side of the law, at least that's what the commercials are saying. Rated R. Shows at 12:40; 2:55; 5:10; 7:25; & 9:45p.m.

PALMETTO THEATRE, 1417 Main Street, 254-5800

"Buster and Billie" This one is new to town and stars Jan-Michael Vincent. It's allegedly about a high school romance

involving the bad girl of the school. Rated R. Shows at 1; 2:40; 4:20; 6; 7:40; & 9:20p.m.

PLAZA III THEATRE, 1323 Main Street, 254-5800

"My Name is Nobody" with Terrance "Trinity" Hill. Another funny western? Shows at 1:3; 5; 7 & 9p.m.

RICHLAND MALL THEATRE, Richland Mall, 782-2228

"Mame" with Lucille Ball as the madame. We don't know the times, but we hear that's it's a pretty good musical.

CAMPUS FILMS

Grab a student and go to a film at USC's Russell House gratis. Show times are 7 and 9 p.m. Once a week the film costs \$1 per person (Wednesday and Thursday nights), but the remainder of the time it's free.

Sunday, July 14

"Red Dust" (1932) Directed by Victor Fleming, with Clark Gable, Jean Harlow, and Mary Astor. Plantation owner Gable tangles with blonde tramp Harlow and a lady Astor who is cheating on her husband.

Monday, July 15

"They Drive By Night" (1940) Humphrey Bogart, George Raft, and Ann Sheridan star in this Raoul Walsh directed drama about two tough truck drivers and the murder they become involved with.

Tuesday, July 16

"Ride The High Country" (1962) One of Sam Peckinpah's masterpieces. With Randolph Scott and Joel McRea star in this film about three hardluck cowboys who take a job transporting gold through the High Sierras.

wednesday & Thursday July 17 & 18

Cartoon Festival with Bugs Bunny, Daffy Duck, The Pink Panther, Foghorn Leghorn, plus a Mel Brooks short.

politics

Barbecue and Stump Meeting, Saturday, July 13 for the GOP. Edwards, Westy, etc. will all be there plus Woody Windham. Call 253-7033 for further information.

Common Cause will hold an organizational meeting for the Second Congressional District on Sunday July 14 at 2pm in the SCE&G Building at the corner of Lady and Marion streets. Bruce Buniva, Washington-based Common Cause supervisor for South Carolina will meet with local folks.

The Movie "Your Vote Counts", produced by the State Election Commission will be shown on your local ETV station on July 13 at 7:30p.m. and July 14 at 5:30p.m. The film is structured to answer many of the questions you may have about voting procedures.

specials

"Bang the Drum Slowly" a recently released academy award nominated movie will be shown at the Plaza III Theatre at 11p.m. Friday July 12; on Saturday July 13 at 11a.m., 1p.m. and 11p.m.; and on Sunday July 14 at 1p.m. as a fund raising effort for the Central Carolina Baseball League. The League has been invited to participate in an invitational baseball program in Alaska later this month. League members hope to raise the funds necessary for their trip through the movie.

Tickets may be purchased in advance from any member of the baseball team or at showtime at the Plaza III Theatre. It's a good movie for a good cause, take the time to see it.

Haral McGee's Art will be on display in the Russell House Gallery and at Richland Memorial Hospital from July 12 thru the

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Since he began his campaign eight weeks ago, Bill Campbell has been walking the streets of District 72. He has personally visited over 1,000 homes, and talked with three times that many people.

That's the way Bill Campbell thinks a campaign for public office should be run. By meeting people as *individuals*. By talking with them personally, and most importantly, by *listening* to what they have to say.

To take fullest advantage of the new opportunities single-member districts present, we need a new kind of Representative. A Representative who will be independent, progressive, energetic.

In his campaign, Bill Campbell has shown his commitment to live up to those standards. By going directly to the voters, he has remained independent of county-wide power brokers who might compete for his loyalty later.

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Bill Campbell *wants* to be your Representative. He's willing to *work* for it. He's willing to work for *you*.

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